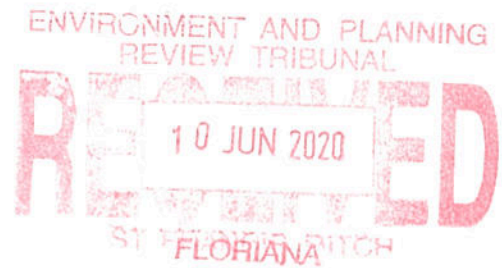


3rd June 2020



**The Environment and Planning Review Tribunal**

*Nru. ta' l-Applikazzjoni:* PA/5718/19

*Lokazzjoni:* 2, Triq il-Fulija, Qrendi

*Proposta:* To sanction variations from approved PA 395/09 and proposed addition and alterations to farmhouse so as to create a bathroom. Application includes minor restoration works to facade

*Ref. Taghna:*

*Ref. Tribunal:*

**Leonard Camilleri u Josephine Zerafa Gregory**

**vs**

**L-Awtorita' ta' l-Ippjanar u Joseph Mifsud**

The appellant respectfully submits:-

- I) The applicant made the submission of this application in 2019.
- II) This application was approved by the Commission and the decision was published on the 20<sup>th</sup> May 2020.
- III) The said approval was issued after the applicant was asked to amend the application and "to submit fresh drawing were the use of the existing rooms shall remain as approved in pa 395/09".
- IV) The appellant feels agrieved by the retention of condition no. 5 in the approved permit and is hereby submitting this appeal.

Together with this appeal, the appellant is submitting:-

- A copy of the decision notice (Dok JA1).
- Receipt of Payment (Dok JA2).

The appellant respectfully submits the following:

1.1 It is clear that the application was considered acceptable to the Authority only after the applicant had amended the proposal and the drawings to exclude any new use for the retention of animals in the property;

1.2 This amendment was done further to the first sitting of the commission, and all reference to the retention of animals on the property was excluded. The use of the WHOLE property was retained as per previously approved permit, namely PA 395/09.

1.3 Nonetheless, one may content by mistake, condition number 5 was retained in the conditions to the permit.

1.4 The said conditions reads:

*5. The number of animals kept on site shall not exceed those indicated in the proposal. The number and species of animals is not to be changed unless prior approval from Veterinary Regulation Directorate (VRD) is obtained.*

1.5 It is quite clear that this permit does not amend the previously approved permit on site in relation to the keeping of animals in the property.

1.6 Hence, this condition is not applicable to this permit.

1.7 Yet the retention of this condition may give the impression that this permit actually approved the keeping of animals on the property, when this was specifically excluded through the amendment requested by the Commission prior to the decision.

In view of the above, and further submissions that the appellant reserves to make, the appellant requests the Tribunal to amend the decision of the Commission, and cancel condition number 5 of the said permit and re-number the other subsequent conditions accordingly, and this under those terms and conditions that the Tribunal may deem appropriate.

With Respect

**Av. Ian J. Stafrace**

**Witnesses:**

1. Appellants, and consultants and consultees and officers of the Authority to confirm the facts.

**Av. Ian J. Stafrace  
9/4 Britannia House  
Old Bakery Street  
Valletta**